

# ATTACHMENT B

## JURISDICTION AND TIMEFRAMES

| NATURE OF COMPLAINT   | DCS | OSCC |
|---|-----|------|
| <b>Wagner Peyser (Title III)</b>  |     |      |
| • Employment-related Law  |     |      |
| ○ MSFW  | YES | YES  |
| ○ Non-MSFW  | NO  | NO   |
| • EEOC or CRC Discrimination  | YES | YES  |
| • ES regulations (including 29 CFR 75) and (MSFW / Non-MSFW processing times)   |     |      |
| ○ against an employer   | YES | YES  |
| ▪ H-2A Related Complaints   | YES | YES  |
| ○ against an employer in another State or another SWA:  | YES | NO   |
| ○ against more than one SWA   | YES | NO   |
| ○ against an AJC  | YES | YES  |
| ○ against more than one AJC (State-wide violations)   | YES | NO   |
| ○ alleging a violation that occurred in the same State but through a different AJC office   | YES | NO   |
| • Apparent Violations   | YES | YES  |
| <b>WIOA (Title I)</b>   |     |      |
| • Program Related   | YES | YES  |
| • Discrimination Related  | YES | YES  |
| • Criminal Fraud and Abuse  | NO  | NO   |
| • Termination of Eligibility as Training Provider   | YES | NO   |
| • Non-Designation Of Initial or Subsequent Local Workforce Development Area   | YES | NO   |
| • Appeal of One-Stop Infrastructure Amount Designated by the State Under State Infrastructure Funding Mechanism   | YES | NO   |
| • Appeal of Local Workforce Board Competitive Selection of Local One-Stop Operator/Service Provider   | YES | NO   |
| • WIOA –Labor Standards Violations (Binding Arbitration) - Section 181(b)(5)  | YES | YES  |
| <b>OTHER TYPES OF COMPLAINTS</b>  |     |      |
| • Unemployment Insurance, Veterans, Job Corps, Department of Transitional Assistance, Trade Program (Eligibility), State Minimum Wage, Federal Minimum Wage, Federal Contractors. | NO  | NO   |

## TIME FRAMES

|                                |                             |  |
|--------------------------------|-----------------------------|--|
| Filing Complaints              | WIOA (Title I)              | Within 1 year  |
|                                | Wagner-Peyser               | Within 2 years   |
|                                | Discrimination              | Within 180 days  |
| <b>Informal Resolution</b>     | <b>Applicable to ALL</b>    | <b>Within 5 working days</b>                           |
| Processing Timeframes          | WIOA (Title I)              | Within 60 days   |
|                                | W-P (Title III)             | Within 5 days MSFWs / Within 15 Days Non-MSFWs         |
|                                | Discrimination              | Within 90 days   |
| Additional Information Request | WIOA (Title I)              | Within original 60 days                                |
|                                | W-P (Title III)             | Within 40 days MSFWs / Within 20 Days Non-MSFWs        |
|                                | Discrimination              | Within original 90 days                                |
| Reopening Complaint            | W-P (Title III) <i>Only</i> | Within 1 year from failing to respond to info request. |
| Hearings / Appeals             | WIOA (Title I)              | Within 30 days after decision                          |
|                                | W-P (Title III)             | Within 20 days after decision                          |
|                                | Discrimination              | Within 30 days of no response or after receipt NOFA    |